

1:30 P.M.

Borger News Herald

Citizens who have indicated their desire to speak to the City Council will be heard at this time. In compliance with the Texas Open Meetings Act, unless the subject matter is on the agenda, City Council members are prevented from acting on the subject and may respond only with statements of factual information or existing city policy; however, City Council members may request city staff to place the subject matter on a future agenda. Citizens are limited to three (3) minutes for their presentation to the City Council.

No action was taken.

Ayes: All members present voted aye.

PAYMENT OF EXPENDITURES APPROVED: Following review, motion was made by

Council Member Dickson, seconded by Council Member Vinyard, to approve payment of the expenditures for the first half of March as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

PUBLIC HEARING CONDUCTED - PRELIMINARY AND FINAL PLAT OF A 10.76

ACRE TRACT IN THE NE/4 OF SECTION 23 APPROVED: Mayor Jeff Brain opened a public hearing on the preliminary and final plat of a 10.76 acre tract in the NE/4 of Section 23, Block Y, A & Survey, to be known as Blocks 2 & 3, North Park Addition to the City of Borger, and asked if anyone present wished to comment. No comments were heard; therefore the Mayor closed the public hearing. Motion was made by Council Member Dickson, seconded by Council Member Vinyard, to approve the preliminary and final plat from North Park Associates for a 10.76 acre tract in the NE/4 of Section 23, Block Y, A & B Survey, Hutchinson County, Texas to be known as Blocks 2 & 3, North Park Addition to the City of Borger. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

ORDINANCE NO. O-001-09 INTRODUCED: Larry Mullenix, Director of Planning & Zoning, submitted Ordinance No. O-001-09 to allow for the rezoning of Lot 15, Block 14, Rock Creek Addition from a General Residence Zoning District to a Commercial Zoning District, and requested the Council's consideration of same. Mr. Mullenix said that in a prior meeting of the City Council a public hearing was scheduled for April 7, 2009 to allow for public comment, plus, the Council will be asked to consider the ordinance on second and final reading. Following discussion, motion was made by Council Member DeWeese, seconded by Council Member Vinyard, to introduce Ordinance No. O-001-09 on first reading to rezone Lot 15, Block 14, Rock Creek Addition from a General Residence Zoning District to a Commercial Zoning District. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

RESOLUTION NO. R-004-09 ADOPTING THE CITY OF BORGER'S WATER

CONSERVATION PLAN APPROVED: Jim Harder, Director of Utilities, submitted Resolution No. R-004-09 adopting the City of Borger's Water Conservation Plan and asked the Council to consider adoption of same.

Mr. Harder stated that in 2007 House Bill 4 was approved requiring that any retail public utility providing potable water to more than 3,300 connections submit a Water Conservation Plan to the Texas Water Development Board by May 1, 2009. The plan must be based on specific targets and goals and is targeted toward reducing the consumption, loss, and waste of water.

Following discussion, motion was made by Council Member Vinyard, seconded by Council

Member Dickson, to approve Resolution R-004-09 adopting the City of Borger Water Conservation Plan. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

The resolution reads as follows:

RESOLUTION NO. R-004-09

**A RESOLUTION OF THE CITY OF BORGER
TEXAS, ADOPTING A WATER CONSERVATION
PLAN FOR THE CITY OF BORGER MUNICIPAL
WATER SYSTEM**

WHEREAS, the City Council of the City of Borger, Texas, recognizes that the amount of water available to the Borger Municipal Water System and to its customers is limited and subject to depletion during periods of extended drought; and,

WHEREAS, the City Council of the City of Borger, Texas, recognizes that natural limitations due to drought conditions and other acts of God cannot guarantee an uninterrupted water supply for all purposes; and,

WHEREAS, Title 30, Section 288.2, Texas Administrative Code requires all public water supply systems in Texas to prepare a water conservation plan; and,

WHEREAS, as authorized under law, and in the best interests of the customers of the City of Borger Municipal Water System, the City Council deems it expedient and necessary to establish policies for the efficient management of limited water supplies.

WHEREAS, the City Council further finds, determines and declares that the meeting at which this resolution has been considered and acted upon was held in strict compliance with the Open Meetings Act, Tex Gov't Code, §551.001, et.seq.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF BORGER, TEXAS, THAT:**

SECTION 1. The Revised Water Conservation Plan attached hereto as Exhibit "1" is hereby adopted as the official policy of the City of Borger Municipal Water System.

SECTION 2. The Management Staff and Employees of the City of Borger Municipal Water System are hereby directed to implement, administer and enforce the Water Conservation Plan.

SECTION 3. This resolution shall take effect immediately upon its passage.

PASSED, APPROVED, AND ADOPTED, on this the 17th day of March, 2008, at a regular meeting of the City Council of the City of Borger, Texas which meeting was held in compliance with the Open Meetings Act, Tex Gov't Code, §551.001, et.seq. at which meeting a quorum was present and voting.

RECOMMENDATION FROM HUTCHINSON COUNTY APPRAISAL DISTRICT FOR DISPOSITION OF PROPERTY APPROVED: Chief Appraiser of the Hutchinson County Appraisal District Diana' Hooks submitted a recommendation to dispose of Lots 12 & 13, Block 5, Rock Creek Addition, aka, 822 & 824 Canady, which did not sell at a tax sale auction. Ms. Hooks stated that a bid of \$1,000.00 was received for this property; further, she stated that the lots were valued at \$3,300.00. Following discussion, motion was made by Council Member DeWeese, seconded by Council Member Dickson, to approve the sale of this property to Shannon Doyle Davis for the bid price of \$1,000.00. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

MEETING ADJOURNED: There being no further business, motion was made by Council Member Dickson, seconded by Council Member Vinyard, to adjourn the meeting. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

Mayor

ATTEST:

City Manager